



UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
REGION 8

IN THE MATTER OF:
Libby Asbestos Site
Libby, Montana

W.R. Grace & Co.- Conn., Kootenai
Development Corporation,

Respondents

AMENDMENT TO ADMINISTRATIVE
ORDER ON CONSENT FOR REMOVAL
ACTION

U.S. EPA Region 8
CERCLA Docket No.
CERCLA - 08-2003-0011

Proceeding Under Sections 104, 106(a), 107
and 122 of the Comprehensive
Environmental Response, Compensation,
and Liability Act, as amended, 42 U.S.C. §§
9604, 9606(a), 9607 and 9622

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The Administrative Order on Consent for Removal Action issued by the United States Environmental Protection Agency ("EPA"), and agreed to by W.R. Grace & Co.-Conn. and Kootenai Development Corporation under the referenced docket number ("Order") is hereby amended as follows.

Paragraph 74 of the Order is amended in its entirety to provide as state^d as follows. *KWL MDC*

74. In the event that EPA assumes performance of a portion or all of the Work pursuant to Paragraph 84 of Section XX, Respondents shall be liable for a stipulated penalty in the amount of \$250,000, or such other amount, if any, that is approved by the Bankruptcy Court.

All other provisions of the Order are in full force and effect and remain unchanged.
Agreed this 8 day of ~~August~~, 2003.

SEPTEMBER

For Respondent W.R. Grace & Co. - Conn.

By *Will M. Muen*

Title *Vice President*

For Respondent Kootenai Development Corporation.

By _____

Title _____

It is so ORDERED and Agreed this 8 day of ~~August~~, 2003.

SEPTEMBER

BY:

Douglas Skie

Douglas Skie, Director
Office of Preliminary Assessment
and Emergency Response, EPR

DATE:

9.8.03

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SEPTEMBER

For Respondent W.R. Grace & Co.-Conn.

By:

Title

For Respondent Kootenai Development Corporation.

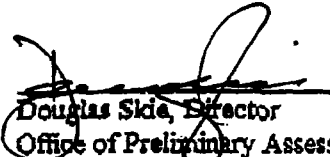
By:

Title

It is so ORDERED and Agreed this 8 day of August, 2003.

SEPTEMBER

BY:


Douglas Side, Director
Office of Preliminary Assessment
and Emergency Response, EPA

DATE: 9.8.03

BY: Sharon L Kercher
Sharon Kercher, Director
Technical Enforcement Program, ECEJ

DATE: 9-10-03

BY: Michael Risner
Michael Risner, Director
Legal Enforcement Program, ECEJ

DATE: 9/10/03

Region 8
U.S. Environmental Protection Agency